



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit: 2877

Donald J. Svetkoff, Donald B.T. Kilgus,
Warren Lin, and Jonathan S. Ehrmann

Examiner: Hoa Q. Pham

Serial No.: 10/808,094

Filed: March 24, 2004

For: METHOD AND SYSTEM FOR HIGH SPEED MEASURING OF
MICROSCOPIC TARGETS

Attorney Docket No.: GSIL 0186 PUS 2

**TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b)**

Mail Stop Amendment
Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned is an Attorney of Record in the above-identified application.

GSI Lumonics Corporation (Assignee) is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-identified application by virtue of assignment, recorded on June 23, 2003 at Reel 013751, Frame 0518.

Assignee hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,249,347, and Assignee hereby agrees that any patent so granted on the above-identified application shall be

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

November 22, 2004
Date of Deposit

David R. Syrowik
Name of Person Signing

Signature

11/26/2004 EAREGAY1 00000025 10808094 110.00 DP 02 FC:1814

enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,249,347. This agreement to run with any patent granted on the above-identified application and to be binding upon the Assignee, its successors and assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,249,347 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Enclosed is a check in the amount of \$110.00 which represents the filing fee under 37 C.F.R. § 1.20(d) for this Terminal Disclaimer. The Commissioner is authorized to charge any additional fees, as well as credit any overpayments, to Deposit Account No. 02-3978. A duplicate of this paper is enclosed for that purpose.

Respectfully submitted,

**Donald J. Svetkoff, Donald B.T. Kilgus,
Warren Lin, and Jonathan S. Ehrmann**

By: 

David R. Syrowik
Registration No. 27,956
Attorney for Applicants

Date: November 22, 2004

BROOKS KUSHMAN P.C.

1000 Town Center, 22nd Floor
Southfield, Michigan 48075-1238
Phone - (248) 358-4400
Fax - (248) 358-3351